

Message Text

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53

ACTION OES-05

INFO OCT-01 EUR-12 EA-09 IO-10 ISO-00 ACDA-10 CIAE-00

INR-07 L-03 NSAE-00 NSC-05 EB-07 NRC-07 FEAE-00

DODE-00 /076 W

----- 018679

R 180906Z SEP 75

FM USMISSION IAEA VIENNA

TO SECSTATE WASHDC 6395

INFO AMEMBASSY PARIS

AMEMBASSY SEOUL

AMEMBASSY TOKYO

USERDA GERMANTOWN

UNCLAS IAEA VIENNA 7956

EO 11652: N/A

TAGS: AORG, OCON, IAEA, TECH, KS

SUBJ: ROK/IAEA FRANCE TRILATERAL SAFEGUARDS TRANSFER AGREEMENT

REF: IAEA VIENNA 7192

1. AS FORESEEN REFTEL, AGENCY HAS ISSUED GOV/1754/CORR.1 CONTAINING REVISED TEXT SECTION 19 OF SUBJECT AGREEMENT, WHICH READS AS FOLLOWS: QUOTE SECTION 19. IF THE BOARD DETERMINES THAT THERE HAS BEEN ANY NON-COMPLIANCE WITH THIS AGREEMENT, THE BOARD SHALL CALL UPON THE GOVERNMENT CONCERNED TO REMEDY SUCH NON-COMPLIANCE FORTHWITH, AND SHALL MAKE SUCH REPORTS AS IT DEEMS APPROPRIATE. IN THE EVENT OF FAILURE BY THE GOVERNMENT CONCERNED TO TAKE FULLY CORRECTIVE ACTION WITHIN A REASONABLE TIME, THE BOARD MAY TAKE ANY OTHER MEASURES PROVIDED FOR IN ARTICLE XXII.C OF THE STATUTE. THE AGENCY SHALL PROMPTLY NOTIFY BOTH GOVERNMENTS IN THE EVENT OF ANY DETERMINATION BY THE BOARD PURSUANT TO THIS SECTION. UNQUOTE.

2. MISSION NOTES THAT THIS FORMULATION OMITTS FOLLOWING SENTENCE CONTAINED IN SIMILAR BOILER-PLATE PROVISION
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IN OTHER TRILATERAL AGREEMENTS: QUOTE THE AGENCY

SHALL BE RELIEVED OF ITS RESPONSIBILITY TO APPLY SAFE-
GUARDS UNDER THIS AGREEMENT FOR SUCH TIME AS THE BOARD
DETERMINES THAT THE AGENCY CANNOT EFFECTIVELY
APPLY THE SAFEGUARDS PROVIDED FOR IN THIS AGREEMENT. UN-
QUOTE. MISSION UNDERSTANDS THIS DELETION WAS AT THE
SECRETARIAT'S INITIATIVE, SINCE SECRETARIAT CONCLUDED
THAT AGENCY SHOULD NO RPT NOT BE RELIEVED OF SUCH
RESPONSIBILITY IN LIGHT ARTICLE III OF NPT. MISSION
BELIEVES NEW FORMULATION IS AN IMPROVEMENT.TAPE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Draft Date: 18 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
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Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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